

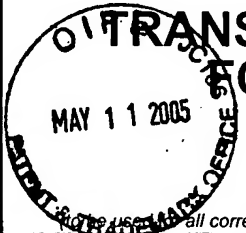
Doc

PTO/SB/21 (09-04)

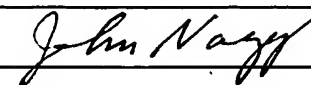
Approved for use through 07/31/2006. OMB 0651-0031

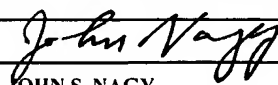
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

	Application Number	10/788,791	
	Filing Date	February 27, 2004	
	First Named Inventor	Lilip Lau	
	Art Unit	3736	
	Examiner Name	Unassigned	
Total Number of Pages in This Submission		Attorney Docket Number	PARCR 67466

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Postcard 13 References
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	24201	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	FULWIDER PATTON LEE & UTECHT, LLP	
Signature		
Printed name		
Date	May 9, 2005	Reg. No. 30,664

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on		
Signature		
Typed or printed name	JOHN S. NAGY	Date May 9, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop AMENDMENT, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on May 9, 2005.

John S. Nagy, Reg. No. 30,664



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

App. No. : 10/788,791
Applicant : Lilip Lau, Bill Hartigan
Filed : February 27, 2004
Art Unit : 3736
Examiner : Unassigned
Title : EXPANDABLE CARDIAC HARNESS FOR TREATING
CONGESTIVE HEART FAILURE

Docket No.: : PARCR 67466
Customer No. : 24201

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

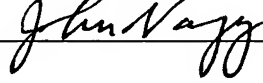
The enclosed documents have come to the attention of Applicants and are submitted to the Office under 37 C.F.R. § 1.97 and § 1.98. This Information Disclosure Statement is being submitted to correct the publication dates of all the U.S. Patent Documents by including the four-digit year, to include the name of the inventor(s) for each of the listed U.S. applications, and to submit additional art which has come to the attention of Applicants. It is respectfully requested that the Information Disclosure Statement references now be considered.

This application is a continuation of U.S. Serial No. 09/634,043 which issued as U.S. Patent No. 6,702,732 on March 9, 2004. A copy of the documents listed on the Information Disclosure Statement by Applicant, Forms PTO-1449 can be found in U.S. Patent No. 6,702,732.

Applicants believe that this Information Disclosure Statement has been filed before the mailing date of a first Office action on the merits in accordance with 37 C.F.R. § 1.97(b)(3) and therefore, no fee is due. However, if a fee is in fact due the Commissioner is authorized to charge our Deposit Account No. 06-2425. A duplicate of this paper is enclosed.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By: 
John S. Nagy
Registration No. 30,664

JSN:jeb
Enclosures

Howard Hughes Center
6060 Center Drive, Tenth Floor
Los Angeles, CA 90045
Telephone: (310) 824-5555
Facsimile: (310) 824-9696
Customer No. 24201
89197.1

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute for form 1449A/PTO		Complete if Known Application Number 10/788,791 Filing Date February 27, 2004 First Named Inventor Lilip Lau Art Unit 3736 Examiner Name Unassigned Attorney Docket Number PARCR 67466	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)			
Sheet	1	of	11

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
		2,826,193		03/11/1958	Vineberg	
		3,464,322		09/02/1969	Pequignot	
		3,513,836		05/26/1970	Sausse	
		3,587,567		06/28/1971	Schiff	
		3,613,672		10/19/1971	Schiff	
		3,966,401		06/29/1976	Hancock et al.	
		3,983,863		10/05/1976	Janke et al.	
		3,988,782		11/02/1976	Dardik et al.	
		4,011,947		03/15/1977	Sawyer	
		4,048,990		09/20/1977	Goetz	
		4,065,816		01/03/1978	Sawyer	
		4,108,161		08/22/1978	Samuels et al.	
		4,192,293		03/11/1980	Asrican	
		4,211,325		07/08/1980	Wright	
		4,261,342		04/14/1981	Aranguren Duo	
		4,306,318		12/22/1981	Mano et al.	
		4,372,293		02/08/1983	Vijil-Rosales	
		4,403,604		09/13/1983	Wilkinson et al.	
		4,428,375		01/31/1984	Ellman	
		4,512,471		04/23/1985	Kaster et al.	
		4,536,893		08/27/1985	Parravicini	
		4,545,783		10/08/1985	Vaughn	

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴	Kind ⁵ (if known)				
		PCT	WO 99/53977		10/28/1999	SciMed Life Systems		
		PCT	WO/0036995		06/29/2000	Corset Inc.		

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

59713.1

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)						Complete if Known			
						Application Number		10/788,791	
						Filing Date		February 27, 2004	
						First Named Inventor		Lilip Lau	
						Art Unit		3736	
						Examiner Name		Unassigned	
						Attorney Docket Number		PARCR 67466	
U.S. PATENT DOCUMENTS									
Examiner Initials*	Cite No ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear			
		Number	Kind Code ² (if known)						
		4,628,937		12/16/1986	Hess et al.				
		4,630,597		12/23/1986	Kantrowitz et al.				
		4,665,906		05/19/1987	Jervis				
		4,690,134		09/01/1987	Snyders				
		4,697,703		10/06/1987	Will				
		4,750,619		06/14/1988	Cohen et al.				
		4,821,723		04/18/1989	Baker, Jr. et al.				
		4,827,932		05/09/1989	Ideker et al.				
		4,834,707		05/30/1989	Evans				
		4,838,288		06/13/1989	Wright et al.				
		4,840,626		06/20/1989	Linsky et al.				
		4,863,016		09/05/1989	Fong et al.				
		4,878,890		11/07/1989	Bilweis				
		4,936,857		06/26/1990	Kulik				
		4,957,477		09/18/1990	Lundback				
		4,960,424		10/02/1990	Grooters				
		4,973,300		11/27/1990	Wright				
		4,976,730		12/11/1990	Kwan-Gett				
		5,031,762		07/16/1991	Heacox				
		5,057,117		10/15/1991	Atweh				
		5,067,957		11/26/1991	Jervis				
		5,087,243		02/11/1992	Avitall				
FOREIGN PATENT DOCUMENTS									
Examiner Initials*	Cite No ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T ⁶	
		Office ³	Number ⁴	Kind ⁵ (if known)					
Examiner Signature						Date Considered			

59713.1

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known	
				Application Number	10/788,791
				Filing Date	February 27, 2004
				First Named Inventor	Lilip Lau
				Art Unit	3736
				Examiner Name	Unassigned
Sheet	3	of	11	Attorney Docket Number	PARCR 67466

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
		5,098,369		03/24/1992	Heilman et al.	
		5,106,386		04/21/1992	Isner et al.	
		5,119,804		06/09/1992	Anstadt	
		5,131,905		07/21/1992	Grooters	
		5,150,706		09/29/1992	Cox et al.	
		5,169,381		12/08/1992	Snyders	
		5,186,711		02/16/1993	Epstein	
		5,190,546		03/02/1993	Jervis	
		5,192,314		03/09/1993	Daskalakis	
		5,197,978		03/30/1993	Hess	
		5,256,132		10/26/1993	Snyders	
		5,279,539		01/18/1994	Bohan et al.	
		5,290,217		03/01/1994	Campos	
		5,336,254		08/09/1994	Brennen et al.	
		5,344,442		09/06/1994	Deac	
		5,352,184		10/04/1994	Goldberg et al.	
		5,356,432		10/18/1994	Rutkow et al.	
		5,366,460		11/22/1994	Eberbach	
		5,383,840		01/24/1995	Heilman et al.	
		5,385,156		01/31/1995	Oliva	
		5,385,229		01/31/1995	Bittmann et al.	
		5,385,528		01/31/1995	Wilk	

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴	Kind ⁵ (if known)				
				</				

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

59713.1

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known	
				Application Number	10/788,791
				Filing Date	February 27, 2004
				First Named Inventor	Lilip Lau
				Art Unit	3736
				Examiner Name	Unassigned
				Attorney Docket Number	PARCR 67466
Sheet	4	of	11		

U.S. PATENT DOCUMENTS								
Examiner Initials*	Cite No ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		Number	Kind Code ² (if known)					
		5,405,360		04/11/1995	Tovey			
		5,429,584		07/04/1995	Chiu			
		5,460,962		10/24/1995	Kemp			
		5,433,727		07/18/1905	Sideris			
		5,456,711		07/18/1995	Hudson			
		5,500,015		03/19/1996	Deac			
		5,507,779		04/16/1996	Altman			
		5,509,428		04/23/1996	Dunlop			
		5,524,633		06/11/1996	Heaven et al.			
		5,533,958		07/09/1996	Wilk			
		5,534,024		07/09/1996	Rogers et al.			
		5,545,210		08/13/1996	Hess et al.			
		5,558,617		09/24/1996	Heilman et al.			
		5,571,215		11/05/1996	Sterman et al.			
		5,582,616		12/10/1996	Bolduc et al.			
		5,584,803		12/17/1996	Stevens et al.			
		5,593,424		01/14/1997	Northrup III			
		5,593,441		01/14/1997	Lichtenstein et al.			
		5,597,378		01/28/1997	Jervis			
		5,603,337		02/18/1997	Jarvik			
		5,607,477		03/04/1997	Schindler et al.			
		5,647,372		07/15/1997	Tovey et al.			
		5,647,380		07/15/1997	Campbell et al.			
		5,695,525		12/09/1997	Mulhauser et al.			
		5,702,343		12/30/1997	Alferness			
FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴	Kind ⁵ (if known)				
Examiner Signature						Date Considered		

59713.1

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO <div style="text-align: center;"> INFORMATION DISCLOSURE STATEMENT BY APPLICANT </div> (use as many sheets as necessary)				Complete if Known	
				Application Number	10/788,791
				Filing Date	February 27, 2004
				First Named Inventor	Lilip Lau
				Art Unit	3736
				Examiner Name	Unassigned
				Attorney Docket Number	PARCR 67466
Sheet	5	of	11		

Examiner Initials*	Cite No ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
		5,713,954		02/03/1998	Rosenberg et al.	
		5,727,569		03/17/1998	Benetti et al.	
		5,749,839		05/12/1998	Kovacs	
		5,782,746		07/21/1998	Wright	
		5,800,334		09/01/1998	Wilk	
		5,800,528		09/01/1998	Lederman et al.	
		5,814,097		09/29/1998	Sterman et al.	
		5,824,028		10/20/1998	Knisley	
		5,836,311		11/17/1998	Borst et al.	
		5,848,962		12/15/1998	Feindt et al.	
		5,849,005		12/15/1998	Garrison et al.	
		5,853,422		12/29/1998	Huebsch et al.	
		5,865,791		02/02/1999	Whayne et al.	
		5,904,690		05/18/1999	Middleman et al.	
		5,910,124		06/08/1999	Rubin	
		5,927,284		07/27/1999	Borst et al.	
		5,948,019		09/07/1999	Shu et al.	
		5,957,977		09/28/1999	Melvin	
		5,961,440		10/05/1999	Schweich, Jr. et al.	
		5,976,069		11/02/1999	Navia et al.	
		5,979,456		11/09/1999	Magovern	
		5,984,857		11/16/1999	Buck et al.	
		5,990,378		11/23/1999	Ellis	

[illegible]

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

59713.1

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute for form 1449A/PTO <div style="text-align: center;"> INFORMATION DISCLOSURE STATEMENT BY APPLICANT </div> (use as many sheets as necessary)				Complete if Known	
				Application Number	10/788,791
				Filing Date	February 27, 2004
				First Named Inventor	Lilip Lau
				Art Unit	3736
				Examiner Name	Unassigned
				Attorney Docket Number	PARCR 67466
Sheet	6	of	11		

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
		6,007,486		12/28/1999	Hunt et al.	
		6,015,378		01/18/2000	Borst et al.	
		6,024,096		02/15/2000	Buckberg	
		6,045,497		04/04/2000	Schweich, Jr. et al.	
		6,050,936		04/18/2000	Schweich, Jr. et al.	
		6,059,715		05/09/2000	Schweich, Jr. et al.	
		6,071,303		06/06/2000	Laufer	
		6,076,013		06/13/2000	Brennan et al.	
		6,077,214		06/20/2000	Mortier et al.	
		6,077,218		06/20/2000	Alferness	
		6,079,414		06/27/2000	Roth	
		6,085,754		07/11/2000	Alferness et al.	
		6,095,968		08/01/2000	Snyders	
		6,110,100		08/29/2000	Talpade	
		6,117,159		09/12/2000	Huebsch et al.	
		6,117,979		09/12/2000	Hendriks et al.	
		6,123,662		09/26/2000	Alferness et al.	
		6,125,852		10/03/2000	Stevens et al.	
		6,126,590		10/03/2000	Alferness	
		6,155,968		12/05/2000	Wilk	
		6,155,972		12/05/2000	Nauertz et al.	
		6,162,168		12/19/2000	Schweich, Jr. et al.	

[illegible]

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

59713.1

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute for form 1449A/PTO <div style="text-align: center;"> INFORMATION DISCLOSURE STATEMENT BY APPLICANT </div> (use as many sheets as necessary)				Complete if Known	
				Application Number	10/788,791
				Filing Date	February 27, 2004
				First Named Inventor	Lilip Lau
				Art Unit	3736
				Examiner Name	Unassigned
				Attorney Docket Number	PARCR 67466
Sheet	7	of	11		

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
		6,165,119		12/2620/00	Schweich, Jr. et al.	
		6,165,120		12/26/2000	Schweich, Jr. et al.	
		6,165,121		12/26/2000	Alferness	
		6,165,122		12/26/2000	Alferness	
		6,166,184		12/26/2000	Hendriks et al.	
		6,169,922		01/02/2001	Alferness et al.	
		6,174,279		01/16/2001	Girard	
		6,179,791		01/30/2001	Krueger	
		6,183,411		02/06/2001	Mortier et al.	
		6,190,408		02/20/2001	Melvin	
		6,193,648		02/27/2001	Krueger	
		6,206,820		03/27/2001	Kazi et al.	
		6,214,047		02/10/2001	Melvin	
		6,221,103		02/24/2001	Melvin	
		6,224,540		05/01/2001	Ledermann et al.	
		6,230,714		05/15/2001	Alferness et al.	
		6,260,552		07/17/2001	Mortier et al.	
		6,261,222		07/17/2001	Schweich, Jr. et al.	
		6,264,602		07/24/2001	Mortier et al.	
		6,282,445		08/28/2001	Reinhardt et al.	
		6,287,250		09/11/2001	Peng et al.	
		6,293,906		09/25/2001	Vanden Hoek et al.	
		6,306,141		10/23/2001	Jervis	
		6,360,749		03/26/2002	Jayaraman	

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴	Kind ⁵ (if known)				
		PCT	WO/0036995		06/29/2000	Corset Inc.		

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

59713.1

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known	
				Application Number	10/788,791
				Filing Date	February 27, 2004
				First Named Inventor	Lilip Lau
				Art Unit	3736
				Examiner Name	Unassigned
Sheet	8	of	11	Attorney Docket Number	PARCR 67466

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
		6,375,608		04/23/2002	Alferness	
		6,390,976		05/21/2002	Spence et al.	
		6,402,679		06/11/2002	Mortier et al.	
		6,402,680		06/11/2002	Mortier et al.	
		6,406,420		06/18/2002	McCarthy et al.	
		6,409,760		06/25/2002	Melvin	
		6,416,459		07/09/2002	Haindl	
		6,425,856		07/30/2002	Shapland et al.	
		6,432,039		08/13/2002	Wardle	
		6,451,025		09/17/2002	Jervis	
		6,482,146		11/19/2002	Alferness et al.	
		6,537,203		03/25/2003	Alferness et al.	
		6,544,168		04/08/2003	Alferness	
		6,547,821		11/11/2003	Taylor et al.	
		6,564,094		05/13/2003	Alferness et al.	
		6,567,699		05/20/2003	Alferness et al.	
		6,569,082		05/27/2003	Chin	
		6,572,533		06/03/2003	Shapland et al.	
		6,575,921		06/10/2003	Vanden Hoek et al.	
		6,582,355		06/24/2003	Alferness et al.	
		6,587,734		07/01/2003	Okuzumi	
		6,595,912		07/22/2003	Lau et al.	
		6,602,184		08/05/2003	Lau et al.	
		6,612,978		09/02/2003	Lau et al.	
		6,612,979		09/02/2003	Lau et al.	
		6,645,139		11/11/2003	Haindl	
		6,663,558		12/16/2003	Lau et al.	
		6,673,009		01/06/2004	Vanden Hoek et al.	
		6,682,474		01/27/2004	Lau et al.	
		6,682,475		01/27/2004	Cox et al.	
		6,682,476		01/27/2004	Alferness et al.	
		6,685,620		02/03/2004	Gifford, III et al.	
		6,685,627		02/03/2004	Jayaraman	

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

59713.1

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known	
				Application Number	10/788,791
				Filing Date	February 27, 2004
				First Named Inventor	Lilip Lau
				Art Unit	3736
				Examiner Name	Unassigned
				Attorney Docket Number	PARCR 67466
Sheet	9	of	11		

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
		6,689,048		02/1020/04	Vanden Hoek et al.	
		6,695,769		02/2420/04	French et al.	
		6,701,929		03/0920/04	Hussein	
		6,702,732		03/0920/04	Lau et al.	
		6,723,041		04/2020/04	Lau et al.	
		6,730,016		05/0420/04	Cox et al.	
		6,755,779		06/2920/04	Vanden Hoek et al.	
		2001/00293134		10/1120/01	Alferness et al.	
		2001/0047122		11/2920/01	Vanden Hoek et al.	
		2002/0007216		01/1720/02	Melvin	
		2002/0022880		02/21/2002	Melvin	
		2002/0068849		06/06/2002	Schweich, Jr. et al.	
		2002/007754		06/20/2002	Schweich, Jr. et al.	
		2002/0082647		06/27/2002	Alferness et al.	
		2002/0091296		07/11/2002	Alferness	
		2002/0103511		08/01/2002	Alferness et al.	
		2002/0151950		10/17/2002	Okuzumi	
		2003/0060674		03/27/2003	Gifford, III et al.	
		2003/0060677		03/27/2003	French et al.	
		2003/0060895		03/27/2003	French et al.	
		2003/0199733		10/23/2003	Shapland et al.	
		2003/0199955		10/23/2003	Struble et al.	
		2003/0229265		12/11/2003	Girard et al.	
		2004/0122069		07/08/2004	Shapland et al.	
		2004/0171907		09/02/2004	Alferness et al.	
		2004/0171908		09/02/2004	Alferness et al.	

[illegible]

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

59713.1

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute for form 1449B/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Application Number	10/788,791
				Filing Date	February 27, 2004
				First Named Inventor	Lilip Lau
				Group Art Unit	3736
				Examiner Name	Unassigned
				Attorney Docket Number	PARCR 67466
Sheet	10	of	11		

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		Carpentier, Alain, M.D., Ph.D., et al., <i>Dynamic Cardiomyoplasty at Seven Years</i> , <u>The Journal of Thoracic and Cardiovascular Surgery</u> , Vol. 106, No. 1, pp. 42-54, July 1993	
		Capouya, Eli R., M.D., et al., <i>Girdling Effect of Nonstimulated Cardiomyoplasty on Left Ventricular Function</i> , <u>Annals of Thoracic Surgeons</u> , Vol. 56, pp. 867-71, 1993	
		Chiu, Ray C.-J., <i>Using Skeletal Muscle for Cardiac Assistance</i> , <u>Scientific American</u> , pp. 68-77, November/December 1994	
		Kass, David A., M.D., et al., <i>Reverse Remodeling From Cardiomyoplasty in Human Heart Failure: External Constraint Versus Active Assist</i> , <u>Circulation</u> , Vol. 91, No. 9, pp. 2314-2318, May 1, 1995	
		Levin, Howard R., M.D., et al., <i>Reversal of Chronic Ventricular Dilation in Patients With End-Stage Cardiomyopathy by Prolonged Mechanical Unloading</i> , <u>Circulation</u> , Vol. 91, No. 11, pp. 2717-2720, 1995	
		Oh, Joong Hwan, M.D., et al., <i>Mechanisms of Dynamic Cardiomyoplasty: Current Concepts</i> , <u>Journal of Cardiac Surgery</u> , Vol. 11, pp. 194-199, 1996	
		Badhwar, Vinay, <i>Power Generation From Four Skeletal Muscle Configurations Design Implications for a Muscle Powered Cardiac Assist Device</i> , <u>ASAIO Journal</u> , Vol. 43, pp. M651-M657, 1997	
		Frazier, O.H., M.D., et al., <i>Left Ventricular Assist System as a Bridge to Myocardial Recovery</i> , <u>Annals of Thoracic Surgery</u> , Vol. 68, pp. 734-741, 1999	
		Teckell-Taylor, Leah A., et al., <i>Passive Ventricular Restraint With Nitinol Mesh Attenuates Remodeling Following Acute Myocardial Infarction</i> , Abstract, American College of Cardiology (Undated)	
		Wharton, J. Marcus, et al., <i>Electrophysiological Effects of Monophasic and Biphasic Stimuli in Normal and Infarcted Dogs</i> , <u>PACE</u> , Vol. 13, pp. 1158-1172, September 1990	
		Shabetai, Ralph, <i>The Role of the Pericardium in the Pathophysiology of Heart Failure</i> , <u>Congestive Heart Failure</u> , Second Edition, Chapter 9, pp. 157-187, 2000	

59713.1

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute for form 1449B/PTO <div style="text-align: center;"> INFORMATION DISCLOSURE STATEMENT BY APPLICANT </div> (use as many sheets as necessary)				Complete if Known	
				Application Number	10/788,791
				Filing Date	February 27, 2004
				First Named Inventor	Lilip Lau
				Group Art Unit	3736
				Examiner Name	Unassigned
				Attorney Docket Number	PARCR 67466
Sheet	14	of	11		

[illegible]

59713.1

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.